

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

Y

FC 2002-071110

11/24/2003

HONORABLE JOSEPH B. HEILMAN

CLERK OF THE COURT
D. Berkland
Deputy

IN RE THE MARRIAGE OF
PATRICIA J MORTON

FILED: 12/18/2003

PATRICIA J MORTON
1 W WILLOW AVE
PHOENIX AZ 85029

AND

EDWARD E MORTON

EDWARD E MORTON
5403 W AUGUSTA
GLENDALE AZ 85301

SUPPORT SERVICES-CCC

MINUTE ENTRY

2:00 p.m. This is the time set for Trial continued from October 21, 2003. Petitioner is present on her own behalf. Respondent is present on his own behalf.

A recording of this proceeding is being made by CD/video in lieu of a court reporter.

Discussion ensues between the Court and the parties with respect to which child was living with which parent during the pendency of the dissolution proceedings and what the child support amounts were throughout that time frame.

Patricia Morton and Edward Morton are sworn.

Further discussion is held with respect to each party's current monthly income and child support arrearages.

The Court calculates child support and child support arrearages based upon the information provided by the parties in open court.

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Pursuant to the Court's calculation of child support arrearages,

THE COURT FINDS that Respondent/Father owes child support arrearages pursuant to Expedited Services Report, Recommendation and Order re: Child Support Arrearage dated July 16, 2003 for the period of November 1, 2002 through June 30, 2003, in the amount of \$2,550.60, giving Respondent/Father credit for \$150, which was paid directly to Petitioner/Mother, which she acknowledges, in open court, having received and giving her credit for three months of current child support (September, October and November 2003 at \$200 per month) pursuant to today's order dating back to the time of the filing of Respondent/Father's Petition to Modify, filed in August 2003.

Respondent/Father shall pay this total arrearage off at the rate of \$200 per month (the same amount payable for Petitioner/Mother to Respondent/Father on today's current child support order).

IT IS THEREFORE ORDERED that no child support payment need be exchanged by the parties until December 2004, at which time Petitioner/Mother will owe Respondent/Father the sum of \$150.60 in current child support for that month.

Further discussion ensues between the Court and the parties with respect to spousal maintenance.

THE COURT FINDS that spousal maintenance is not appropriate in this case pursuant to the Maricopa County guidelines.

IT IS THEREFORE ORDERED denying Petitioner's request for spousal maintenance.

IT IS FURTHER ORDERED that each party shall retain as their sole and separate property, subject to any liens or encumbrances thereon, all vehicles, household furniture, furnishings and appliances, and other personal property currently in his possession, with the exception of those items set forth in this Court's minute entry dated October 21, 2003.

IT IS FURTHER ORDERED that, Respondent/Father may pick up the tool box and wedding ring from Petitioner/Mother this date.

Upon request of Wife,

IT IS ORDERED restoring Wife to her former name of Patricia J. Conklin.

Petitioner/Mother presents jurisdictional testimony.

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The Court accepts the parties' agreement, having found that the parties knowingly, intelligently, and voluntarily entered into said agreement and that said agreement is in the best interest of the minor children and is equitable. Therefore,

THE COURT FINDS that the parties have entered into a binding Rule 80(d) agreement, which will be enforceable by the Court consistent with the record made by counsel.

IT IS THEREFORE ORDERED approving and adopting the agreements of the parties, as stated on the record, pursuant to Rule 80(d), Arizona Rules of Civil Procedure.

IT IS FURTHER ORDERED affirming this Court's minute entries dated September 10, 2003 and October 21, 2003 as a formal Order of this Court, as part of the parties' Dissolution of Marriage. Today's minute entry, dated November 24, 2003, is the final minute entry pertaining to the dissolution of the parties' marriage.

THE COURT FINDS that at least one of the parties has been domiciled in the State of Arizona for more than 90 days immediately preceding the filing of the Petition; that the conciliation provisions of A.R.S. § 25-381.09, and the domestic relations education provisions of A.R.S. §25-352 either do not apply or have been met; that the marriage is irretrievably broken and there is no reasonable prospect for reconciliation.

To the extent it has jurisdiction to do so, the Court has considered and made provisions for maintenance and disposition of property, and, where applicable, support, custody and visitation.

IT IS ORDERED that the marriage heretofore existing between the parties is dissolved, and each party is returned to the status of a single person effective upon the signing and entry of this minute entry.

3:30 p.m. Matter concludes.

/s/ Hon. Joseph B. Heilman

Hon. Joseph B. Heilman
Superior Court Judge